

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

TIMOTHY S.,¹

Plaintiff,

Civ. No. 3:19-cv-01644-MK

v.

ORDER

COMMISSIONER, Social Security
Administration

Defendant.

MCSHANE, Judge:

Magistrate Judge Mustafa Kasubhai filed a Findings and Recommendation (ECF No. 24), and the matter is now before this Court. *See* 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72.

Although neither party filed objections, the Court reviews the legal principles *de novo*. *United States v. Bernhardt*, 840 F.2d 1441, 1445 (9th Cir. 1988). The Court finds no error and concludes the report is correct. Magistrate Judge Kasubhai's Findings and Recommendation (ECF No. 24) is adopted. The Commissioner's final decision is REVERSED, and this case is REMANDED on an open record consistent with Judge Kasubhai's Findings and Recommendation.

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¹ In the interest of privacy, the Court uses only the first name and surname initial of non-government parties.

IT IS SO ORDERED.

DATED this 29th of December, 2020.

/s/ Michael J. McShane
Michael McShane
United States District Judge